

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JOSE GONZALES, et al.,

No. C 11-0900 RS

Plaintiffs,

**ORDER DENYING LEAVE TO SEEK
RECONSIDERATION**

v.

SIMPLEXGRINNELL LP,

Defendant.

Pursuant to Civil Local Rule 7-9, defendant SimplexGrinnell moves for leave to seek reconsideration of the order granting class certification herein. SimplexGrinnell contends *Comcast Corp. v. Behrend*, 133 S.Ct. 1426 (2013) and *Wang v. Chinese Daily News, Inc.*, 709 F.3d 829 (9th Cir. 2013) represent new law with respect to class certification in wage cases, thereby warranting reconsideration. While both decisions arguably provide further guidance on how the principles of *Wal-Mart Stores, Inc. v. Dukes*, 131 S. Ct. 2541 (2011) should be applied to particular factual scenarios, neither represents an actual change in law or would require a different analysis or outcome here. Accordingly, leave to file a reconsideration motion is denied.

United States District Court
For the Northern District of California

1 IT IS SO ORDERED.

2
3 Dated: December 20, 2013

4 
5 RICHARD SEEBORG
6 UNITED STATES DISTRICT JUDGE
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28